

**PORT OF PALM BEACH DISTRICT
REQUEST FOR DISCUSSION AND
COMMISSION ACTION**

**APPROVAL OF MINUTES
ITEM D**

PREPARED BY: Venice Howard Deputy Clerk April 9, 2018

SUBJECT: Approval of the Minutes

BACKGROUND INFORMATION: The minutes of the following public meeting are attached for your review:

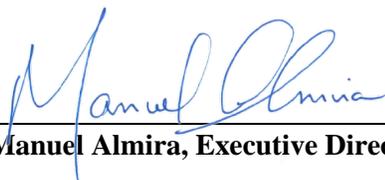
March 15, 2018 Regular Board of Commissioners Meeting

ADDITIONAL INFORMATION ATTACHED: No _____ Yes X

FINANCIAL IMPACT: N/A

RECOMMENDATION: The Board of Commissioners is respectfully requested to review the minutes, advise staff of any necessary changes and approve the minutes of the January 18, 2018 Regular Board of Commissioners Meeting.

Respectfully Submitted By:



Manuel Almira, Executive Director

DATE ACTION TAKEN: _____
Approved: _____
Disapproved: _____
Deferred To: _____
Incorporated into Minutes: _____

Motion By: _____
Seconded By: _____
Unanimous: Yes _____ No _____
By: _____

BOARD OF COMMISSIONERS
PORT OF PALM BEACH DISTRICT
Regular Board Meeting

- - -

Thursday, March 15, 2018

Port of Palm Beach
One East 11th Street
Riviera Beach, Florida

3:29 p.m. - 5:37 p.m.

- - -

ATTENDING:

Jean L. Enright, Chair
Peyton W. McArthur, Vice Chair
Katherine M. Waldron, Secretary/Treasurer
Blair J. Ciklin, Commissioner
Wayne M. Richards, Commissioner
Manuel Almira, Executive Director
Paul Zielinski, Deputy Director/CFO
José R. Soler, Port Engineer
Jarra Kaczvara, Sr. Director, Business Development
Ken Hern, Director, Seaport Operations, Security
Carl Baker, Director of Planning
Gregory Picken, Port Attorney
Donald R. Bicknell, Jr., Port Attorney
Venice Howard, Deputy Clerk
Aidy Alonzo, Public Relations/Media Specialist

1 BE IT REMEMBERED that the following Regular
2 Board Meeting was had at Port of Palm Beach, One East
3 11th Street, Riviera Beach, Florida, on Thursday, March
4 15, 2018, beginning at 3:29 p.m., with attendees as
5 hereinabove noted, to wit:

6 - - -

7 CHAIR ENRIGHT: The meeting will now come to
8 order. May I have the roll call, please.

9 MS. HOWARD: Chair Jean Enright.

10 CHAIR ENRIGHT: Present.

11 MS. HOWARD: Vice Chair Peyton McArthur.

12 VICE CHAIR McARTHUR: Here.

13 MS. HOWARD: Secretary/Treasurer Katherine
14 Waldron.

15 COMMISSIONER WALDRON: Here.

16 MS. HOWARD: Commissioner Wayne Richards.

17 COMMISSIONER RICHARDS: Here.

18 MS. HOWARD: Commissioner Blair Ciklin.

19 COMMISSIONER CIKLIN: Here.

20 MS. HOWARD: Executive Director Manuel
21 Almira.

22 EXECUTIVE DIRECTOR ALMIRA: I'm here.

23 MS. HOWARD: Port Counsel Gregory Picken.

24 MR. PICKEN: Here.

25 CHAIR ENRIGHT: Madam, we have a quorum.

1 Thank you.

2 Now we're going to attorney-client executive
3 session, and we will -- present in the session will be
4 Commissioner Blair Ciklin, myself, Commissioner
5 McArthur, Commissioner Richards, Commissioner Waldron;
6 also, Executive Director Manuel Almira, Mr. Greg
7 Picken, and also Donald Bicknell and our court
8 reporter, Susan Kruger. And those will be in
9 attendance. And now we will adjourn to the Board --

10 COMMISSIONER CIKLIN: Forgot the Pledge. Do
11 you want to do that?

12 CHAIR ENRIGHT: Do we do it first? Okay,
13 that's fine. Oh, I missed it. Pledge of Allegiance.
14 Please stand. Oh, my gosh.

15 (Pledge of Allegiance recited.)

16 CHAIR ENRIGHT: Please be seated. And now
17 we'll return to the executive session. Thank you.

18 (Whereupon, there was a recess in the
19 proceedings from 3:33 p.m. until 4:07 p.m.)

20 CHAIR ENRIGHT: The meeting will now come to
21 order and back in session. And now we will go to D,
22 approval of the minutes. May I have a motion?

23 COMMISSIONER WALDRON: Make a motion.

24 VICE CHAIR McARTHUR: Second.

25 CHAIR ENRIGHT: The motion has been moved and

1 seconded. All in favor of the minutes as you see them
2 in your Diligent and on the agenda.

3 (A chorus of ayes.)

4 CHAIR ENRIGHT: Motion carries, five/zero.
5 Thank you very much.

6 Now, are there any, Mr. Almira, any
7 additions, deletions, presentations and announcements,
8 sir?

9 EXECUTIVE DIRECTOR ALMIRA: Yes, there are,
10 Commissioner. We have one -- and we'd like to do it in
11 this order -- announcement from our friend, T. D.
12 Davis, Councilman for Riviera Beach. We have two
13 presentations, and we have one addition.

14 CHAIR ENRIGHT: Thank you very much. Okay,
15 let's start with --

16 EXECUTIVE DIRECTOR ALMIRA: Mr. Davis.

17 CHAIR ENRIGHT: -- Commissioner Davis from
18 the City of Riviera Beach.

19 COMMISSIONER DAVIS: Thank you, Madam Chair,
20 Commission, Executive Director and the public.

21 Yes, Councilman Terence Davis, the
22 representative from the City of Riviera Beach, this
23 wonderful, great city, and I'm so happy to be here
24 before you today. I am the representative that works
25 with the Port as we build this relationship, as I've

1 been working with the Vice Chair McArthur.

2 What you have in front of you today is an
3 event that was sponsored years ago by Former Mayor
4 Michael Brown. At the time it was called Nealia B.
5 Cunningham (inaudible) Day on Peanut Island, and it was
6 a day to honor Ms. Cunningham, because she was about 80
7 something years old, and she never had a chance to go
8 on the island. And at the time, Michael Brown told her
9 before she passed away he would take her on a visit.
10 So he took her to the island along with a group of
11 senior citizens to get a nice tour.

12 And what blew up from that, they invited all
13 the kids from Rivera Beach, and they did a day for
14 festivities on the island. So we're bringing that back
15 in honor of Nealia Cunningham, along with Mr. Don
16 Wilson. We will be more of a hybrid. We will not be
17 staying the night. It's the day on Good Friday, March
18 30th.

19 We will host all the activities at the Marina
20 on the upland side. We will then put the kids on a
21 ferry and take them over to the island for a scavenger
22 hunt and an Easter egg hunt. We understand it is a
23 holiday. We have been coordinating with the Palm Beach
24 County staff members. They're all there. We have
25 worked through all those diligence.

1 Cheney Brothers will be working with us,
2 X102.3, and along with -- yesterday we got a commitment
3 from the Coast Guard. I went to the Coast Guard and
4 challenged them to get more involved with the City. We
5 must show a united front with this City, all our
6 entities, all our Commissioners and all our leadership.
7 That is very important if we want to make sure that
8 folks understand why they need to return, why you need
9 to buy cruise line tickets and keep visiting the Port
10 and visiting this great City.

11 So what you have before you is a flyer asking
12 you to come out on that day and maybe bring senior
13 staff and just volunteer, have a Port booth and just be
14 there, bring your family, your children, and make sure
15 that even your staff get some information to their
16 children, because it's a day that the kids going to be
17 out of school.

18 So the flyer shows at the Riviera Beach
19 Marina, 190 East 13th Street. There's a registration
20 form, there's a waiver that covers all the insurance.
21 It's on Friday, March 30th, from ten to three.

22 We will have a shuttle bus going from Lindsey
23 Davis Center, Wells Recreational Complex, Stonybrooks
24 Apartments and Dan Calloway so we can make sure that we
25 provide transportation for all the kids who won't

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1 necessarily have someone that can just drive them over.
2 We are -- we're just excited. So I just want
3 to make sure I come before you today -- we have a
4 meeting that's taking place now, but I know you have
5 your Port meeting -- to make sure I can leave a few of
6 these for you and your staff. You can make some copies
7 for the public and anyone else that may. I encourage
8 you all to please, if you're not doing anything this
9 year, to come and participate, bring your banner, bring
10 your team, bring your shirt and bring your smile out,
11 because we owe it to our community to do something good
12 on that wonderful day.

13 COMMISSIONER RICHARDS: Thank you very much.

14 Commissioner Richards.

15 COMMISSIONER RICHARDS: Thank you, Mr. Davis,
16 Commissioner Davis.

17 Manny, you know, this is marine related.
18 There's water there, okay? And working with the City
19 is important. It would be great if a group of us could
20 go over there, maybe extended lunch hour or something
21 like that. We could encourage our staff to go, maybe
22 get tee shirts. It would really be nice if 10 or 20 of
23 us can go over there for an hour, hour and a half or
24 two hours and participate.

25 EXECUTIVE DIRECTOR ALMIRA: Sure.

1 COMMISSIONER RICHARDS: So I will do that,
2 and it would be nice if we can do that as a unified
3 body. That would really be nice.

4 COMMISSIONER DAVIS: We could use staff on
5 registration, someone on the island for a little while
6 as the kids come over for the scavenger hunt. And the
7 kids, when they register, they get color bands. So
8 each group will get called to go over for 45 minutes to
9 an hour, and they rotate them over, where they can eat,
10 they'll have rock climbing, they will have bounce
11 houses, they have water sports activities.

12 So we brought the Coast Guard in to make sure
13 that we got everything, a great welcome, and the
14 experience to understand. The Coast Guard, the Army
15 Reserve, our Police Department will be there
16 exhibiting. Our Fire Department will be there. So it
17 will be great to make sure that the Port's
18 participating.

19 CHAIR ENRIGHT: I have a comment. First,
20 this is March 30th. Is that during spring break week?

21 COMMISSIONER DAVIS: Spring break week is the
22 next week --

23 CHAIR ENRIGHT: Because from 10 a.m. to
24 3:00 p.m. on a Friday, children are in school.

25 COMMISSIONER DAVIS: Not on Good Friday.

1 CHAIR ENRIGHT: Are they -- so that is during
2 spring break?

3 COMMISSIONER DAVIS: Well, spring break is
4 the next week, but the --

5 CHAIR ENRIGHT: Right, so -- right, but it's
6 included. So it's included, so you answered the
7 question.

8 COMMISSIONER DAVIS: No. The following week
9 is not spring break, but that Friday they're off. It's
10 very interesting how Good Friday fell this year.

11 CHAIR ENRIGHT: I have no problem with this.
12 I think that we should post it around the Port and tell
13 our employees, but I cannot see that we close the Port
14 down and have our employees go over there and work.

15 COMMISSIONER DAVIS: No, no, Ms. --

16 CHAIR ENRIGHT: We will participate. And I
17 would like for all our staff to be informed about it.
18 And we can post it, and maybe some of us can go over if
19 you have the time. But we will always support
20 activities from the City of Riviera Beach. And I think
21 it's an excellent project; I think it's good.

22 VICE CHAIR McARTHUR: Madam Chairwoman.

23 CHAIR ENRIGHT: Yes, go on.

24 VICE CHAIR McARTHUR: Councilman Davis, I
25 thank you for coming. A question: How many children

1 are we talking about?

2 COMMISSIONER DAVIS: We are preparing for
3 anywhere from 500 to 1,000 children.

4 COMMISSIONER RICHARDS: Wow.

5 VICE CHAIR McARTHUR: Okay. And --

6 COMMISSIONER DAVIS: Because it's a day, you
7 know, they going to be out of school, and we want to
8 make sure that it's not -- they have somewhere they can
9 go and spend their day.

10 VICE CHAIR McARTHUR: And I know this is
11 putting him on the spot, but can we ask our attorney if
12 he's comfortable with the hold harmless language? Are
13 we okay?

14 MR. PICKEN: Well, yes, I'm fine, but it's my
15 understanding from speaking to Mr. Almira, it would not
16 be on the Coast Guard facilities that we just got back
17 from that tenant.

18 COMMISSIONER DAVIS: No, no, it will not be.

19 CHAIR ENRIGHT: Okay, because I was concerned
20 about liability.

21 VICE CHAIR McARTHUR: That won't be on the
22 part of the island that we own?

23 MR. PICKEN: What I'm understanding is that
24 this is not on part of the property that the Port owns.
25 Is that correct?

1 CHAIR ENRIGHT: Okay.

2 VICE CHAIR McARTHUR: So that's not an issue.

3 MR. PICKEN: Correct.

4 COMMISSIONER DAVIS: No, we've done a tour
5 with the County staff, and they was very clear about
6 where we can and can't be, with the understanding of
7 what's going on with the bunker, the asbestos and all
8 the things that have happened. So that's why we
9 restricted it down to just a scavenger hunt to certain
10 areas and the Easter egg hunt of the area, and that
11 way, we can get them over for one hour, and we can
12 bring another group over.

13 CHAIR ENRIGHT: So there's not --

14 VICE CHAIR McARTHUR: And where are you
15 going --

16 COMMISSIONER DAVIS: So all the children will
17 not be there at the same time.

18 VICE CHAIR McARTHUR: Where are you going to
19 get enough adults to handle that many children?

20 COMMISSIONER DAVIS: Well, you got -- we got
21 a Clean and Safe Program. Their entire staff will be
22 there, so that's about 40 people. We got our Police
23 Department, we got all of our -- not the Coast Guard --
24 lifeguards, all lifeguards going to be on staff going
25 to be on deck. We got Lincoln -- not Lincoln, but

1 Suncoast High School, Inlet Grove, Junior ROTC
2 anticipating being there, Palm Beach Gardens High
3 School students, Dwyer High School students.

4 So we will have hopefully just as many
5 volunteers and we do as children. And Boys and Girls
6 Club will be turning up all their staff on that day as
7 well, along with all of our Parks and Recreation staff
8 as well. So we will be -- we will have it structured
9 to where they will not be just hanging out. They will
10 have structure, they will have a program, when and
11 where to go and what activities they can do which are
12 age appropriate.

13 CHAIR ENRIGHT: I think it's an excellent
14 idea, but I'm going to be the devil's advocate and ask
15 you this. I know just from years ago the Palm Beach
16 County School Board always had a problem with bringing
17 kids, taking them over to Peanut Island because there's
18 a law as far as liability, and when the children are on
19 the little boat, they have to have on life jackets, so
20 you have to make sure you have enough life jackets for
21 every child that's on that boat. It goes across --

22 COMMISSIONER DAVIS: And that's why we bring
23 them over in small groups.

24 CHAIR ENRIGHT: And the liability is so great
25 until the Palm Beach County School Board would not

1 allow children to go over there anymore because of
2 liability. And that's just something that --

3 COMMISSIONER DAVIS: Well, that was something
4 that we easily hashed out with our insurance liability.

5 CHAIR ENRIGHT: Okay. I just, you know, I
6 think it's an excellent idea, but --

7 COMMISSIONER DAVIS: Yes, so that's why we
8 want to take them over in small groups, because I can
9 see your point. So we take over, let's say --

10 CHAIR ENRIGHT: They have to have on life
11 jackets.

12 COMMISSIONER DAVIS: -- groups of 50 or 60
13 students, it's much easier to monitor, it's much easier
14 to be there, and that's why we have the Coast Guard
15 there. We're making sure that this is an event with
16 the right intentions, that we do all our precaution and
17 we make sure we do everything we do to make sure that
18 everyone is comfortable with what's taking place.

19 It was very successful for many years until
20 we had a new mayor that took place (inaudible), who
21 scratched the event out because he didn't want to
22 support what the previous mayor had done. It was an
23 event that we never had a casualty, we never had a
24 drowning, we never had any issue.

25 So we want to keep doing what they were doing

1 before, and we just shrinking it down a little bit to
2 make sure as we jump-start it that we don't overdo
3 ourself and under prepare. And that's why we're not
4 doing the overnight stay like they did 40 years ago.

5 They were going Friday night, and all the
6 volunteers would camp out on the campgrounds on Friday
7 night, and that was their treat for coming back on
8 Saturday and working for a full day, and then they
9 would work on that Saturday. But we're not doing a
10 camp-out night; we're not doing that. We just going to
11 have a day on the uplands portion and one hour on
12 Peanut Island.

13 CHAIR ENRIGHT: Thank you for your
14 presentation.

15 Any other questions?

16 COMMISSIONER CIKLIN: Yes.

17 CHAIR ENRIGHT: Commissioner Ciklin.

18 COMMISSIONER CIKLIN: Terence, on the
19 location, so basically, you're going to have the ships
20 or whatever, the boats or whatever going back and forth
21 out of the City, so there's a designated spot --

22 COMMISSIONER DAVIS: Yes, sir. Yes, sir, we
23 have a schedule. We work with two charter companies.
24 They're coordinating all of that. Matter of fact,
25 they're in a meeting right now discussing it. We meet

1 every Thursday at the Marina at 4:00. If any of you
2 and your staff want to come next Thursday, we'll be at
3 the Marina at 4:00. We want to make sure up until the
4 day of that, if anything changes, that we're working
5 together.

6 And that's why I want to make sure I had a
7 chance to get over here. You had a staff member that
8 came before, and he was there. He was great. And just
9 to make sure that, you know, with all that's going on
10 in this country, that we can do something good for our
11 people.

12 COMMISSIONER CIKLIN: Great, great.

13 CHAIR ENRIGHT: Thank you very much.

14 COMMISSIONER CIKLIN: Okay, thanks a lot.

15 COMMISSIONER RICHARDS: Good job.

16 COMMISSIONER DAVIS: Thank you all. And I
17 left some copies with Manny so he can issue them out.
18 So you see the registration form and the liability
19 form, the waiver form for the parents as well.

20 CHAIR ENRIGHT: Thank you very much.

21 COMMISSIONER DAVIS: All right, thank you.

22 CHAIR ENRIGHT: Mr. Almira, move on to the
23 next.

24 EXECUTIVE DIRECTOR ALMIRA: Thank you.

25 CHAIR ENRIGHT: Before you start, I'm going

1 to -- I would like to introduce the Mayor of Palm Beach
2 Shores who just walked in the door.

3 MAYOR KOUTZEN: Thank you.

4 CHAIR ENRIGHT: She's here. Thank you for
5 coming.

6 And also the new Councilperson from Riviera
7 Beach elect, Julie Botel, who won by 79.9 percent of
8 the vote. Just outstanding, remarkable. Looks like a
9 runaway. But thank you for coming and joining our
10 meeting. Thank you very much.

11 EXECUTIVE DIRECTOR ALMIRA: Okay.

12 CHAIR ENRIGHT: Go on.

13 EXECUTIVE DIRECTOR ALMIRA: All right,
14 continuing, we now have Debra Buff, the City Clerk from
15 Belle Glades. Is she here?

16 UNIDENTIFIED SPEAKER: She's running late.

17 EXECUTIVE DIRECTOR ALMIRA: Oh, okay. Would
18 you like to take her place?

19 CHAIR ENRIGHT: Or would you like for us to
20 do it later on?

21 EXECUTIVE DIRECTOR ALMIRA: Somebody can come
22 up and --

23 CHAIR ENRIGHT: Mr. Almira.

24 EXECUTIVE DIRECTOR ALMIRA: Yes, ma'am.

25 CHAIR ENRIGHT: Is she the head, one of the

1 head clerks? You want us to wait for her? Is she on
2 the road coming here? Well, let's just wait --

3 EXECUTIVE DIRECTOR ALMIRA: All right.

4 CHAIR ENRIGHT: -- and we can do something
5 else, and then we'll come back to you, because I would
6 hate not for her to be here with the whole group,
7 because they're a group of clerks. So go on. Thank
8 you, sir.

9 EXECUTIVE DIRECTOR ALMIRA: And there's one
10 more, Sam. Sam Roman from the Puerto Rican
11 Chamber/Hispanic Chamber of Commerce. Is he here? Sam
12 Roman? No?

13 COMMISSIONER WALDRON: Sam Roman? He's not
14 here.

15 CHAIR ENRIGHT: So we'll just go on, and
16 hopefully as they come or show up, then we will just
17 insert them.

18 EXECUTIVE DIRECTOR ALMIRA: Sure.

19 CHAIR ENRIGHT: Let's go on to the consent.

20 EXECUTIVE DIRECTOR ALMIRA: Then I can go on
21 to additions?

22 CHAIR ENRIGHT: Yes.

23 EXECUTIVE DIRECTOR ALMIRA: I would like to
24 add the item under Berth 17. And what would you like
25 to say --

1 CHAIR ENRIGHT: It will be H --

2 EXECUTIVE DIRECTOR ALMIRA: Let's just say
3 approval for the Executive Director to negotiate.

4 CHAIR ENRIGHT: And that will be H -- wait a
5 minute.

6 EXECUTIVE DIRECTOR ALMIRA: The last one,
7 whatever number that is.

8 CHAIR ENRIGHT: H.4? H.5?

9 EXECUTIVE DIRECTOR ALMIRA: Actually, I --
10 well, it's old business. H.5, that's fine.

11 CHAIR ENRIGHT: Any others?

12 EXECUTIVE DIRECTOR ALMIRA: That's it.

13 CHAIR ENRIGHT: Do we have a motion?

14 COMMISSIONER RICHARDS: So moved.

15 VICE CHAIR McARTHUR: Second.

16 CHAIR ENRIGHT: Motion has been properly
17 moved and seconded. All in favor?

18 (A chorus of ayes.)

19 CHAIR ENRIGHT: Motion carries, five/zero.
20 Thank you very much.

21 Let's go on now to the consent agenda. Are
22 there any -- anyone would like to pull anything from
23 the consent agenda? You've had a chance to read it?

24 COMMISSIONER RICHARDS: Move approval.

25 COMMISSIONER WALDRON: Second.

1 CHAIR ENRIGHT: Consent approval. Any
2 comments? No discussion? All in favor, please say
3 aye.

4 (A chorus of ayes.)

5 CHAIR ENRIGHT: Motion carries, five/zero.
6 Thank you very much.

7 Let's go now to District reports.

8 Mr. Almira, your report, please, sir.

9 EXECUTIVE DIRECTOR ALMIRA: As the topic
10 suggests, Around the Port, I'd like to start by saying
11 that staff will agree the training for the prevention
12 of harassment and discrimination was a very informative
13 session. We held it back on February the 22nd for each
14 employee and Commissioners. Those that were not able
15 to attend this session received a packet of information
16 to review, understand, acknowledge with their
17 signature, and please return that to Bea.

18 Moving on, the Palm Beach North Chamber of
19 Commerce Prosperity Leadership Group met in our
20 boardroom a couple days back, on March the 6th. That
21 was followed by a presentation and a Port tour. It was
22 very well attended. I was asked to give a briefing and
23 a welcoming to all of their members.

24 Also moving on, Peanut Island Round Table.

25 We had scheduled a meeting for March the 13th, however,

1 due to conflicts, schedules, the meeting has been
2 rescheduled for later this month, possibly early April.
3 We did receive some notification earlier this morning.
4 Going through it, and I'll have more information when
5 the item comes up.

6 Commissioners, the U.S. Virgin Island
7 delegates visited our area. They were invited by
8 Tropical Shipping to meet here at the Port on March
9 the 7th. The Virgin Island Port Authority -- some
10 background -- owns and manages the two airports and a
11 majority of the public seaports in the U.S. Virgin
12 Islands.

13 Their main purpose of this event was to
14 discuss the planning for recovery efforts following
15 recent Hurricanes Maria and Irma, which affected the
16 Caribbean Islands. If I recall, they said that they
17 were about somewhere in the vicinity of 70 to 80
18 percent recovered, so there's still a lot of work to be
19 done there.

20 Moving on, Commissions, Enterprise Florida
21 International Committee, they held their Board meeting
22 yesterday down in Palm Beach -- West Palm Beach, I
23 believe it was. I was asked to share information on
24 the Port's activity involving trade, export/shipping,
25 interest/contacts and from our overseas friends that we

1 have.

2 One important factor, the World Bank
3 economist is forecasting a 3.5 percent GNP for the
4 Bahamas for the rest of this year and next.

5 Lastly, Kenneth Mapp -- well, we're going to
6 do that, and that's fine.

7 There is another award here, the Safety
8 Council Award for Worker Safety. We do have an award
9 right here. What we'd like to do is present this to
10 Mr. Ken Hern.

11 One more time, sir, if you could just come
12 up, pick up and sit down.

13 CHAIR ENRIGHT: Make it quick.

14 EXECUTIVE DIRECTOR ALMIRA: Your picture's up
15 there already.

16 MR. HERN: There you go.

17 EXECUTIVE DIRECTOR ALMIRA: Thank you.

18 MR. HERN: Thank you.

19 EXECUTIVE DIRECTOR ALMIRA: All right, moving
20 on. All right, well, we did add something else here,
21 and that is Kenneth Mapp, the Governor of the Virgin
22 Islands, he will be visiting the Port on March the 21st
23 for a presentation and tour. He originally was to
24 attend the March 7th event, however, due to illness, he
25 had to reschedule.

1 Among the events that are coming up, next
2 week I will be in Washington from Monday through
3 Wednesday, then Florida Ports Council meeting, the
4 fly-in to Washington, D.C. the following week. Steel
5 Conference up in Baltimore early April. Florida Ports
6 Council is having their Summer Board Meeting in Orlando
7 in May. And lastly, the Florida Ports Council Annual
8 Board Meeting, this year it will be held in
9 St. Petersburg, Florida during September 5th and 6th.

10 If you have any questions, Commissioners,
11 I'll be more than glad to attempt to answer.

12 CHAIR ENRIGHT: No. Thank you very much.

13 EXECUTIVE DIRECTOR ALMIRA: Thank you.

14 CHAIR ENRIGHT: Engineer.

15 MR. SOLER: Good afternoon, Commissioners.

16 I'll start off with the engineering report. First
17 start with the project on Berth 17.

18 The contractor is working already on the
19 upland side of the project with the earth work,
20 preparing for pavement of asphalt and concrete asphalt
21 on the concrete structures under the sugar conveyor.

22 On the upland side, they also completed the
23 installation of the water box. We're still pending to
24 complete the shore power station, which is on the left
25 side of the photo here.

1 On the south side, they're already installing
2 the conduits that will provide the power to the dolphin
3 structures for the lighting that needs to be installed
4 so the passing by boats can actually see the structure
5 during the night.

6 The north bulkhead is already completed, with
7 all the fenders already installed. The only item that
8 is missing there is the truck tires, which also come in
9 between each one of the fenders.

10 On the west side, all the fenders are already
11 installed, as well as on the south side.

12 On the water side, which is the most critical
13 item, we have three dolphin structures. As of today,
14 the contractor is working on the middle and the western
15 one, which is the one on the north of the photo. Last
16 week, Monday and Tuesday, contractor started the
17 concrete pouring of both structures. The one in the
18 middle was poured on Monday, and the western one, which
19 is the one on the north side of the photo, was poured
20 on Tuesday.

21 This is a photo taken from the north looking
22 south. You can see the concrete pump sitting on Slip
23 3, pump obviously across the Berth 17 all the way down
24 to the structures on the south side of the project.

25 This is a photo of the workers working on the middle

1 dolphin during the pour, and a photo after the pour was
2 complete, was poured.

3 The steel forms are already being removed
4 from both of the structures, and contractor already
5 started installing the catwalk that connects each
6 structure so we can actually walk out and tie down the
7 vessels once they come in for anchorage. This is one
8 of the structures and the catwalk as it's already
9 installed.

10 The last item, and the most critical item
11 right now is the completion of the east dolphin
12 structure. As you might as well remember, the piles
13 that were installed did not meet the capacity, the
14 design capacity for the project. So they originally
15 had four steel piles, and the design has to be modified
16 to add two additional piles in between those four. The
17 contractor is actually working on the procurement of
18 those two piles.

19 They submitted a change order proposal, which
20 is already being reviewed by AECOM, which is engineer
21 of record. It has not been determined if the
22 contractor is entitled to additional compensation due
23 to the installation of these two piles, and I think it
24 was discussed during the executive session.

25 But in terms of the construction, in order

1 for us to move forward, the contractor had to complete
2 the procurement process, for which they have stated
3 that it will take them, to get all the piles in place
4 and ready to be installed, and pile driving is starting
5 April the 3rd.

6 Piling and testing will take them three to
7 four weeks. And they have stated that by the end of
8 March -- I mean May 3rd, they will be actually
9 completing the installation of the additional piles.
10 Right after that, they will have to come in and do the
11 form work, rebar and the actual concrete pouring.

12 So as of today, they will start driving the
13 piles right after the manatee season, which allow us to
14 work on the water side on April 1st, and they're
15 stating they will be ready April the 3rd. So that
16 means the project will be probably carried on through
17 June or July, which is two years after the actual
18 starting date of the project, which is twice as much as
19 we expected and the actual -- the contract allows them
20 to do the work.

21 So activities already completed today, we
22 have 90 percent of the fenders on the bulkhead area, as
23 well as the two dolphin structures, the middle and the
24 inner one.

25 And activities that need to be completed will

1 be the construction of the west dolphin structure,
2 completion of the installation of the catwalks and the
3 four fenders that are still missing in the bulkhead
4 area, as well as completion of the upland site, which
5 requires concrete slabs on the south side of the
6 bulkhead and under the sugar conveyor, and asphalt all
7 the way down to the south side of the sugar building.

8 As of today, the contractor has invoiced
9 80 percent of the contract amount. That's through
10 October. They have not submitted invoices for the
11 months of November, December, January and February. We
12 have drafts for those, for the last two pay
13 applications of November and December, which will take
14 the contract amount to be invoiced to 90 percent.

15 Do you have any questions regarding Berth 17?

16 CHAIR ENRIGHT: Any questions, Commissioner?

17 COMMISSIONER RICHARDS: One question. Who
18 did that wonderful steelwork in those two dolphin
19 structures?

20 MR. SOLER: The rebar?

21 COMMISSIONER RICHARDS: Yes.

22 MR. SOLER: Ironworkers. They used
23 Ironworkers.

24 COMMISSIONER RICHARDS: Glad to hear that.

25 I'll ask you every time.

1 CHAIR ENRIGHT: Commissioner Ciklin.

2 COMMISSIONER CIKLIN: Yes, José, did we ever
3 get any final figures when we did our maintenance
4 dredging on how much sand actually went over to Palm
5 Beach? Do we have any --

6 MR. SOLER: Yes, we have the actual number.
7 I don't have it right here, but yes, we have the final
8 number for --

9 CHAIR ENRIGHT: Manny, do you have any idea
10 approximately how much sand went over there or --

11 EXECUTIVE DIRECTOR ALMIRA: I wouldn't even
12 begin to guess.

13 MS. ALONZO: One second.

14 EXECUTIVE DIRECTOR ALMIRA: We have it?

15 MR. SOLER: Yes, we have it.

16 EXECUTIVE DIRECTOR ALMIRA: Actually, yes, we
17 did have a press release.

18 COMMISSIONER CIKLIN: I'm just kind of
19 curious. That's something that --

20 EXECUTIVE DIRECTOR ALMIRA: A lot.

21 MS. ALONZO: About 235,000 cubic yards were
22 dredged from the entrance channel, and that was passed
23 over to Palm Beach Island.

24 COMMISSIONER CIKLIN: Wow, that's a lot.
25 That's got to be millions of dollars worth of sand.

1 EXECUTIVE DIRECTOR ALMIRA: A letter was
2 sent, at the behest of one of our Commissioners, to
3 Mayor Coniglio.

4 COMMISSIONER CIKLIN: Okay.

5 EXECUTIVE DIRECTOR ALMIRA: I haven't heard
6 anything, but we did our part.

7 COMMISSIONER CIKLIN: I mean the dollar
8 amount was millions, wasn't it, for that much sand?

9 EXECUTIVE DIRECTOR ALMIRA: Yes.

10 COMMISSIONER CIKLIN: Okay, good. Very good,
11 thank you.

12 CHAIR ENRIGHT: Thank you very much. Any
13 other questions for our engineer?

14 Okay, let's go down to --

15 EXECUTIVE DIRECTOR ALMIRA: Well, he's got
16 one more.

17 CHAIR ENRIGHT: Yes, okay.

18 MR. SOLER: Two more.

19 EXECUTIVE DIRECTOR ALMIRA: Actually, one
20 more.

21 MR. SOLER: Two more. So we have the main
22 rail spur improvement, phase one, which is basically
23 the replacement of the rails on what we call the curve.
24 The existing rail is a 90 and a 100 pound rail, and we
25 are substituting and changing, improving it to 132

1 pound rail.

2 The project was awarded to González & Sons,
3 and the notice to proceed was provided on June 2nd.
4 This week we started receiving material. You can see
5 in the picture here we have the concrete ties. They
6 actually completed all the delivery of the concrete
7 ties to the project today, and on Monday, Monday and
8 Tuesday of next week, they will receive all the steel
9 tiles -- I mean the steel rails.

10 Construction is expected to start in the
11 first week of April, which originally we had a baseline
12 schedule, we wish they will start in June, taking all
13 the way down to August. All the procurement was --
14 they delivered the material; it was received ahead of
15 time, so they could actually start in April with the
16 actual construction.

17 So if everything goes according to plan,
18 instead of completing the project by August, they could
19 be able to finish by the end of June, even though our
20 contract with them allows them to continue until
21 August. That's the completion date based on the
22 contract, but they say they can actually manage to
23 finish by June. This is the schedule of the
24 activities, and you can see that they are projecting
25 the completion to be done by the second week of June.

1 Any questions regarding the rail?

2 CHAIR ENRIGHT: Any questions, Commissioners?

3 MR. SOLER: And the other project that we're
4 working on is the MOB demolition and cargo area
5 improvement project. As we speak, CH2M Hill, which is
6 the engineer of record, is working on the 100 percent
7 completion of the drawings, which will be submitted to
8 the Port probably by next week. All permits are
9 already in process, submitted to the related agencies.
10 Drawings are close to 100 percent completion.

11 And during this Board meeting we'll have an
12 item H.4. Staff will request approval from the Board
13 to go out for request for bids to qualify construction
14 companies, since the documents, bid documents will be
15 available before the April Board meeting, so instead of
16 waiting for the next Board meeting, we'll request
17 approval as soon as we have the complete package ready,
18 to advertise and go out for bids.

19 The expected time for advertising, bidding
20 and contract will take from March to June, and
21 construction could actually start in July, expecting
22 that we get the permit as soon as -- we're expecting
23 the contractor to submit for permitting process to the
24 City of Riviera Beach by the end of June, and if they
25 approve the permit in 30 days, we should be able to

1 start in July 2018 with the actual construction.

2 CHAIR ENRIGHT: Thank you.

3 Any other questions, Commissioners?

4 VICE CHAIR McARTHUR: On another subject,
5 when will we get the report back on the Tropical crane
6 pads?

7 COMMISSIONER RICHARDS: Oh, yes, good
8 question.

9 MR. SOLER: Well, coincidentally, I spoke to
10 Casey Long, which is the guy actually working on it,
11 and he's going to get us the final report by next week.

12 VICE CHAIR McARTHUR: Thank you.

13 CHAIR ENRIGHT: Any other questions?

14 Thank you very much.

15 COMMISSIONER WALDRON: Chairwoman, I just
16 want to let you know that Sam Roman is here if you
17 wanted to go back to the earlier item.

18 CHAIR ENRIGHT: After we finish the reports,
19 and then we can go back.

20 COMMISSIONER WALDRON: Okay, that's fine.

21 CHAIR ENRIGHT: Thank you very much for
22 reminding me. Thank you.

23 Mr. Pinsky, please, government affairs
24 report.

25 MR. PINSKY: Madam Chair, Commissioners,

1 Richard Pinsky.

2 Good to be back from Tallahassee. The
3 session ended, of course, Sunday. The State of Florida
4 passed an \$88.7 billion budget, which, of course, is a
5 record budget. The bills, when they passed out of the
6 House and Senate were really only around 83 billion. I
7 know that sounds like a lot. So it jumped, just in
8 that short conference period, \$5 billion. That's a 4.4
9 percent rate increase. So it's quite extraordinary.
10 Of course, things like the Marjory Stoneman Douglas
11 school safety legislation, which added 400 million,
12 that drove it up in the end.

13 It was also a relatively uneventful and
14 really an unproductive session as sessions go. There
15 was about 1,500 bills filed. Only 200 bills actually
16 passed, which is, compared to the year before, which
17 was 300, which was a low year, so barely above ten
18 percent. It was really a -- kind of unproductive.

19 One item, of course, the Port Fernandina got
20 a special \$2 million appropriation because they asked
21 for it. And I know we've discussed before about not
22 breaking out from the pack and asking for our own
23 dollars, but just wanted to point out that they did get
24 a special allocation.

25 There was also another item that appeared in

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1 the budget in the very end which we -- not only all the
2 ports, Ports Council, everyone got caught a little off
3 guard by, and that was a \$300,000 line item for ten by
4 ten pods to be installed at every port for employee
5 relief break pods, as they're calling them. They have
6 to have a misting fan, they have to have seats, they
7 have to have water dispensing and otherwise comply with
8 OSHA requirements.

9 So the workers on the Port and the various
10 ports will be -- you know, better working conditions, I
11 suppose. So no one's quite sure where it came from,
12 how it got in the budget at the end, but it's in the
13 budget at the end.

14 Then I have one more item.

15 Can you take one of these?

16 And Madam Chair, this is a promise that I
17 made to you after -- not last year, but the year
18 before, when we were shot down from having to amend our
19 Charter addressing compensation. So I promised you
20 that when the time was right, when we got everything
21 done, we would revisit it.

22 There's no action today, but it is time to
23 bring to your attention that there will be -- and the
24 page behind that shows you that the, not only
25 statewide, the Palm Beach delegation is changing. So

1 we're going to have a new Governor, of course, a new
2 Cabinet. Members of the Palm Beach delegation is
3 changing.

4 So if we were to revisit, and maybe there
5 could be other changes in the Charter, but we won't
6 have this Governor anymore, and if we did want to
7 revisit going back and amending the Charter to allow
8 the Port Commission to control their own future and
9 their own fate, this would be a local bill, that
10 depending on who gets elected to the delegation between
11 now and November and who the Governor is, certainly the
12 time would be the next session to accomplish that.

13 So with that, I'll be happy to answer any
14 questions.

15 COMMISSIONER CIKLIN: Question.

16 CHAIR ENRIGHT: Mr. Ciklin.

17 COMMISSIONER CIKLIN: Yes, just for the
18 record, you know, the Board has not really taken this
19 compensation up at all. I know that you might have
20 spoken to individual Commissioners, but like I say,
21 I've never been one in favor of this. So I just want
22 to go on the record and say this is fine, we can bring
23 it as a Board, but I just want to make it clear that it
24 hasn't been approved by a majority of the Board yet.

25 MR. PICKEN: No, no. And I said there's no

1 action today. This is just to say --

2 COMMISSIONER CIKLIN: Well, I didn't even
3 know it was coming up, so it's just kind of a surprise.

4 MR. PICKEN: Well, it's no action. So
5 information.

6 COMMISSIONER CIKLIN: The second thing is,
7 Manny, on this port that got this money, I thought --

8 EXECUTIVE DIRECTOR ALMIRA: Fernandina Beach.

9 COMMISSIONER CIKLIN: Yes. I mean what's the
10 deal? We --

11 EXECUTIVE DIRECTOR ALMIRA: Sure.

12 COMMISSIONER CIKLIN: -- you know, asked you
13 countless times how this happens.

14 EXECUTIVE DIRECTOR ALMIRA: Sure. A State
15 Senator from that region's brother-in-law works at
16 Fernandina Beach, and supposedly that's how that bill
17 was, (a), introduced, and apparently he walked it
18 through. You know, chime in if you know anything that
19 I don't.

20 I do know this, that the Florida Ports
21 Council, during our upcoming spring meeting in Orlando,
22 that's one of the topics that's going to be discussed
23 for two reasons. One, they went outside the system,
24 the FSTED system. And number two, keep in mind that
25 whenever we get moneys awarded or granted to the Port,

1 a percentage of that goes to Florida Ports Council.
2 That's one of the revenue streams. This precludes all
3 of that from happening. So in effect, they just got a
4 freebie for \$2 million. That's another issue that's
5 going to be discussed.

6 And yes, I feel your pain. Trust me, it's
7 extremely frustrating. Here we are doing the right
8 thing, and someone can come in behind us and bypass.

9 COMMISSIONER CIKLIN: All right. Well, it's
10 just important to bring it up, because this happened
11 last year too. Did any of the ports actually get the
12 money last --

13 MR. PINSKY: Yes.

14 COMMISSIONER CIKLIN: They did.

15 MR. PINSKY: Except for this one. This is
16 the one that was vetoed. So the three or four ports
17 that all asked for separate money last year got funded.
18 This one was vetoed. This is the only port this year
19 that asked for separate money. But the Ports Council
20 did not oppose it and let it go.

21 COMMISSIONER CIKLIN: Okay.

22 COMMISSIONER WALDRON: Chairwoman.

23 CHAIR ENRIGHT: Go on.

24 COMMISSIONER WALDRON: Thanks.

25 Yes, I agree with Commissioner Ciklin. I

1 think that we should consider going outside of this,
2 because it seems to be we're being punished for
3 following the rules, and I think we owe it to our going
4 constituents to investigate maybe going separate.

5 The second thing is I think I may have
6 mentioned this at the Mayor's Ball, which I did end up
7 going to. I ran into Congressman Mast, and he brought
8 up the extra staff support for the Coast Guard, and he
9 said he was very supportive of that and will do
10 whatever he can. So I know you're going to go up there
11 next week.

12 EXECUTIVE DIRECTOR ALMIRA: Next Tuesday,
13 2:00, I'll be with him.

14 CHAIR ENRIGHT: I just want to make a couple
15 of other comments to piggyback on yours. I also spoke
16 with him, and he told me that he would do all in his
17 power to make sure that we receive what we need to be
18 able to get the passengers in and off the ship. So he
19 was very supportive.

20 I don't know if you talked to him before I
21 talked to him or what, but anyway, we got the job done.

22 And to piggyback on what you said as far as
23 salaries is concerned, I've been around here all these
24 years and not made anything. It doesn't make any
25 difference to me, I tell you, anymore. You know,

1 unless --

2 VICE CHAIR McARTHUR: Madam Chair.

3 CHAIR ENRIGHT: -- our Commission decides
4 that they want a raise and then come up with a bill,
5 you know, it's fine with me. If they don't, it's fine
6 with me. I mean been here a long time. It doesn't
7 make a difference anymore.

8 VICE CHAIR McARTHUR: Madam Chair. Just on
9 the point of us going out, I think given the partisan
10 makeup of Palm Beach County and the fact that the Port
11 of Palm Beach is a very small niche point, I think if
12 we go out alone, I think we lose. I think we have to
13 go through the process, and we have to try to
14 strengthen the process, because we're just not in a
15 position to get any more going independently.

16 I think, Richard, do you concur with that
17 or --

18 MR. PINSKY: I think it will depend on -- who
19 the new Governor is will have a lot to say about how
20 they're going to operate. And this is a very bad
21 precedent, as Commissioner Ciklin pointed out, and
22 there will always be a Senator that will usher it
23 through. So I don't disagree with you, and I don't
24 know where it turns that if it happens year after year
25 after year, then at some point you've got to say --

1 you've got to throw your arms up. But I don't know if
2 we're there yet, but I certainly can appreciate what
3 you're saying.

4 CHAIR ENRIGHT: Any other questions?

5 He just presented to us things that he had
6 that was in our article (inaudible). So all of you
7 have a chance to read it? You need to look it over.

8 Okay, thank you very much for your input.

9 Let's continue now with -- I'd like to know,
10 has the young lady arrived?

11 MS. HOWARD: She should be arriving at
12 approximately 5 p.m.

13 CHAIR ENRIGHT: Okay, well --

14 COMMISSIONER WALDRON: Do you want to do Sam?

15 CHAIR ENRIGHT: Okay, well, we'll just do
16 this one, which is --

17 EXECUTIVE DIRECTOR ALMIRA: Commissioner
18 report.

19 CHAIR ENRIGHT: -- a certificate from the
20 Puerto Rican/Hispanic Chamber of Commerce for Palm
21 Beach County. Please come forward.

22 EXECUTIVE DIRECTOR ALMIRA: Roman.

23 MR. ROMAN: Señor.

24 EXECUTIVE DIRECTOR ALMIRA: Commissioners --

25 CHAIR ENRIGHT: Mr. Almira, why don't you

1 come down front and -- with all the Commissioners
2 behind you.

3 EXECUTIVE DIRECTOR ALMIRA: Sure. Just
4 bringing this over. I'd like to introduce Señor Sam
5 Roman.

6 MR. ROMAN: Gracias.

7 EXECUTIVE DIRECTOR ALMIRA: Por favor.

8 MR. ROMAN: Madam Chair, thank you for
9 everything you've done. Commissioners --

10 EXECUTIVE DIRECTOR ALMIRA: Español.

11 MR. ROMAN: Señor, como estas. Muy bien,
12 gracias.

13 Well, it is a pleasure. I'm Sam Roman. I'm
14 the Chairman of Puerto Rican/Hispanic Chamber of
15 Commerce.

16 And before we get to the presentation, I just
17 want to recognize Commissioner Waldron for her
18 leadership in the relief efforts for Puerto Rico. The
19 community of Puerto Rico really appreciates everything
20 that the Port has done for them. The Puerto Rican
21 community here in Florida thank you. Our brothers and
22 sisters that are U.S. citizens in Puerto Rico are, as
23 we speak, are benefiting from the effort that happened
24 here in the Port of Palm Beach. So we thank you very
25 much for everything and your leadership in that. I'm

1 here to present you with a Certificate of Membership.

2 Another point I want to make is the Puerto
3 Rican/Hispanic Chamber of Commerce, we're all a group
4 of volunteers. Our Board of Directors are all
5 volunteers. So we volunteer our time for our business
6 community and for our community in general.

7 So it is my pleasure to present to you guys a
8 Certificate of Membership for a Better Business,
9 Education, Growth and Community and Fun from the Puerto
10 Rican/Hispanic Chamber of Commerce of Palm Beach
11 County.

12 CHAIR ENRIGHT: Thank you. We appreciate it.
13 Thank you.

14 EXECUTIVE DIRECTOR ALMIRA: Like to take a
15 picture, please, so if you can gather around.

16 (Discussion held off the record.)

17 CHAIR ENRIGHT: Let's continue with old
18 business. Peanut Island, H.1.

19 EXECUTIVE DIRECTOR ALMIRA: I have some news;
20 good news and not so good news we got at Peanut Island.
21 We did receive the Wise Construction Company's
22 preliminary cost to fix what needs to be fixed out
23 there. The bad news, it's over \$4 million.

24 Now, I have yet to talk with Mr. Eric Call.
25 I don't know if he's going to do something with the

1 engineers of the County. So from now on, just say
2 tuned. I'll see what I can find between now and the
3 next Board meeting. But it's closer to \$4.4 million.
4 I have not gotten into the details particularly with
5 our engineer to see what exactly is costing as much.

6 That's my presentation today, Commissioners.

7 CHAIR ENRIGHT: Thank you very much.

8 We need to go back to Commissioner's report
9 with Commissioner Waldron and Commerce Park. Can you
10 just give us a little update of what's going on? And
11 also, when you talk about that, if you can give us a
12 little insight to what has occurred at your last MPO,
13 your Metropolitan -- they changed the name of it now.

14 COMMISSIONER WALDRON: TPA.

15 CHAIR ENRIGHT: TPA.

16 COMMISSIONER WALDRON: Transportation
17 Planning Agency.

18 CHAIR ENRIGHT: Okay. If you could, just
19 give us an update on both of those.

20 COMMISSIONER WALDRON: Sure.

21 CHAIR ENRIGHT: Thank you.

22 COMMISSIONER WALDRON: On the Commerce Park,
23 we had a meeting with the County, BDB and Florida
24 Crystals. That went well. We have another one
25 scheduled for next week.

1 So the -- we're working in parallel with the
2 lawyers from South Bay and Florida Crystals who are
3 trying to come to terms on the sale of the property.
4 So I spoke with Mayor Kyles today to try to get a sense
5 of if there's hurdles or what, and he doesn't feel that
6 there's any onerous hurdles for the lawyers to kind of
7 reach an agreement, which, you know, hopefully it will
8 be two to three months, not eight to ten months. But
9 meanwhile, everything is going well, everybody's very
10 enthusiastic about it, and Florida Crystals is still
11 very much engaged.

12 With regard to the TPA, we met this morning.
13 There wasn't really anything pertaining to the Port.
14 There was a subcommittee that I was put on with regard
15 to expansion of Tri-Rail, which would take it up to
16 potentially, possibly taking it up all the way up to
17 Jupiter. That committee is ongoing. We have another
18 meeting. No final decisions have been made. It's a
19 very expensive endeavor, so it depends on if the
20 numbers, the passenger numbers make it work.

21 But the reason it's significant to the Port
22 is because one of the stops that they would have would
23 be here on 13th Street, which would -- Nick Uhren came
24 to meet with Manny and me. We talked about, you know,
25 how that might benefit the cruise ship and our parking

1 situation.

2 And in the last month's meeting, I mentioned
3 the cost to the Port, because we're all sharing it now.
4 We also met about that. They had proposed, I think,
5 5,600, and we talked to Nick about getting that number
6 down. And we've gone back to them with, I think, 37 --
7 3,500, and we'll see where we go from there. Hopefully
8 we can get it as close to 4,000 as possible.

9 CHAIR ENRIGHT: Okay, thank you very much.

10 Mr. McArthur, I know you're not on the
11 agenda, but do you have anything to report to us from
12 the City of Riviera Beach? I mean if I'm going to do
13 committees, I'll just do them all.

14 VICE CHAIR McARTHUR: No. The big news, of
15 course, was the election, and we look forward to
16 working with Councilwoman Botel. She won an
17 astoundingly overwhelming victory, and we welcome her
18 to our meeting today as well. And Manuel and I are
19 planning to attend the Riviera Beach City Council
20 meeting next Wednesday when she will be sworn in, and
21 we look forward to that. Thank you.

22 CHAIR ENRIGHT: Also, Mr. Almira, we are
23 working on the interlocal agreement, right? I know
24 that we're still trying to work that out. I would
25 suggest that -- I know they've written their agreement,

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1 but I think the Port needs to write up what we want
2 also and write up an agreement, and then we sit at the
3 table and then compare the two and go through them.

4 I don't think it should be a one-sided deal,
5 because the guy who's representing them is like, hey,
6 he's throwing us out the door. So I would like to see
7 the Port write up an interlocal agreement, look at
8 theirs, and we sit down with the new Council, with the
9 people, and let's make it work. That's the best way --

10 COMMISSIONER CIKLIN: Jean.

11 CHAIR ENRIGHT: -- because it cannot be one
12 sided. Thank you. Go on.

13 COMMISSIONER CIKLIN: I didn't think anyone's
14 working, on any interlocal agreement, so I don't know
15 where --

16 CHAIR ENRIGHT: I'm saying when it comes up.

17 COMMISSIONER CIKLIN: Yes, but the City, I
18 don't think they've got anything on paper.

19 CHAIR ENRIGHT: Right, but they can --

20 EXECUTIVE DIRECTOR ALMIRA: If you recall,
21 Commissioner, the gentleman that is, I guess, the
22 mediator, for lack of a better word, he too said let's
23 put a halt on this until things improve -- I'm trying
24 to be nice -- things improve at the City, and then
25 we'll revisit. And obviously, when we do that, then

1 I'll bring your suggestion up.

2 CHAIR ENRIGHT: Okay.

3 VICE CHAIR McARTHUR: And that was Mr. Busha
4 from the Treasurer Coast Regional Planning Council.

5 EXECUTIVE DIRECTOR ALMIRA: Michael Busha,
6 correct.

7 CHAIR ENRIGHT: Right, Busha.

8 EXECUTIVE DIRECTOR ALMIRA: Thank you.

9 CHAIR ENRIGHT: Commissioner Richards.

10 COMMISSIONER RICHARDS: Thank you. And as it
11 relates to the City, we really need to focus our
12 efforts on the two areas. We need to wrap up with our
13 steel situation and rebar, as well as the area
14 underneath the -- the southern portion of the Port. So
15 that should be our focus.

16 EXECUTIVE DIRECTOR ALMIRA: I can provide you
17 with an update on the southern portion of the Port. It
18 was Casey Long who last contacted Mr. Gagnon --

19 COMMISSIONER RICHARDS: Jeff Gagnon.

20 EXECUTIVE DIRECTOR ALMIRA: Jeff. And he,
21 Jeff, said that he would like to introduce our proposal
22 to the Council once the election is over.

23 COMMISSIONER RICHARDS: Sure.

24 EXECUTIVE DIRECTOR ALMIRA: So therefore --

25 COMMISSIONER RICHARDS: Since we have

1 inquisitive ears in the back -- so glad they're here
2 and listening -- I may be wrong, but I think it's been
3 close to two years that we've had an application in for
4 a zoning or land use change for that property, and
5 that's one of the things that I'm sure will be a focus,
6 getting things moving. But two years -- it should
7 probably take four to six months. It's been 24 months.
8 So that's very important to us, as well as getting
9 closure on the area where we have our metal and our
10 rebar --

11 EXECUTIVE DIRECTOR ALMIRA: That's almost
12 four years.

13 COMMISSIONER RICHARDS: That's four years.

14 EXECUTIVE DIRECTOR ALMIRA: Almost.

15 COMMISSIONER RICHARDS: And we've been
16 promised probably every six weeks that we're almost
17 there, and that's been four years. So thank you, thank
18 you.

19 Thank you, Madam Chair.

20 CHAIR ENRIGHT: Thank you. And so you said
21 what I wanted to say, but you said it in a nice way.
22 Thank you very much. So we'll just go forward, and
23 hopefully Mr. Almira will be meeting with the Council
24 and their staff and we will make this work, because
25 we -- yes, go on.

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1 EXECUTIVE DIRECTOR ALMIRA: I'm sorry. There
2 is one more item. That's the Vertex cell tower.

3 COMMISSIONER RICHARDS: Sure.

4 COMMISSIONER WALDRON: Oh, yes.

5 EXECUTIVE DIRECTOR ALMIRA: We went ahead and
6 I worked closely with Vertex. In fact, Vertex
7 submitted drawings to our engineer. He has approved
8 them. Now it goes back to the City. And
9 unfortunately, our history proves we're going to have
10 to wait --

11 COMMISSIONER RICHARDS: So Mr. Director, once
12 again, we had a cell tower for many years on a building
13 that we are now demolishing.

14 EXECUTIVE DIRECTOR ALMIRA: That is correct.

15 COMMISSIONER RICHARDS: So we're simply
16 looking to build a new cell tower.

17 EXECUTIVE DIRECTOR ALMIRA: This is true.

18 COMMISSIONER RICHARDS: But we are located
19 within the City, and we're subject to the City's zoning
20 rules, and we're stuck in a labyrinth on that as well.

21 EXECUTIVE DIRECTOR ALMIRA: That is correct.
22 Yes, sir.

23 COMMISSIONER RICHARDS: Thank you. I hope
24 that was helpful.

25 EXECUTIVE DIRECTOR ALMIRA: In the meantime,

1 so that no one panics, we have a new system called COW,
2 cell something.

3 MR. HERN: On wheels.

4 EXECUTIVE DIRECTOR ALMIRA: Cell on Wheels.

5 AT&T will be bringing in a mechanism that is --
6 actually will substitute what we now have in the MOB.
7 It's a very small unit that will have its own tower --

8 COMMISSIONER RICHARDS: Temporary.

9 EXECUTIVE DIRECTOR ALMIRA: Again, it's
10 temporary, yes. We want the Vertex.

11 COMMISSIONER RICHARDS: Thank you.

12 Thank you, Madam Chair.

13 CHAIR ENRIGHT: Thank you very much. And so
14 we look forward to working with the City of Riviera
15 Beach.

16 EXECUTIVE DIRECTOR ALMIRA: Absolutely.

17 CHAIR ENRIGHT: And I'm sure that we will be
18 able to get the permits in a timely fashion and
19 everything will be of benefit to both of us.

20 EXECUTIVE DIRECTOR ALMIRA: Yes, ma'am.

21 CHAIR ENRIGHT: Let's go forward, H.2.

22 MS. HOWARD: She's here now.

23 CHAIR ENRIGHT: Oh, she's here? Well, let's
24 just -- she's here?

25 VICE CHAIR McARTHUR: The clerk.

1 CHAIR ENRIGHT: The clerk is here?

2 MS. BUFF: I'm here.

3 CHAIR ENRIGHT: Let's go on back. I'm sorry.
4 We just wanted to wait for you to make sure. Now we
5 will have a presentation from the Municipal Clerks
6 Association to Venice Howard.

7 EXECUTIVE DIRECTOR ALMIRA: That is correct.
8 Commissioners, this is Ms. Buff.
9 Is that right?

10 MS. BUFF: Yes, sir.

11 EXECUTIVE DIRECTOR ALMIRA: From all the way
12 from Belle Glades.

13 MS. BUFF: Yes, sir. Belle Glade.

14 EXECUTIVE DIRECTOR ALMIRA: Belle Glade. All
15 the way from Belle Glade. This is your honor, so
16 please.

17 MS. BUFF: Thank you, dear; thank you. Oh,
18 so proud.

19 We have an entourage, but I would like to
20 introduce myself and have them introduce themselves.
21 And please give your city, your municipality and your
22 designation.

23 My name is Debbie Buff. I represent the
24 Florida Association of City Clerks as the Southeast
25 District Director. I also serve as the City Clerk for

1 the City of Belle Glade. I am an MMC, Master Municipal
2 Clerk. Thank you.

3 MS. MENDEZ: Hello. My name is Vivian
4 Mendex. I'm with the Town of Lake Park, and I am their
5 Town Clerk. I also represent the Palm Beach County
6 Municipal Clerks Association as their President.

7 MS. CARSON: I'm Hazeline Carson. I'm the
8 City Clerk for the City of West Palm Beach, and I'm
9 also an MMC, which is a Master Municipal Clerk
10 designation.

11 MS. GASKINS: Lanelda Gaskins with the Town
12 of Highland Beach. I'm the Town Clerk, and I'm also
13 MMC.

14 MS. BURGESS: Good afternoon. Jacqueline
15 Burgess, City of Riviera Beach and Deputy City Clerk.
16 And I soon will be CMC.

17 MS. ANDREA: Good afternoon. I'm Debbie
18 Andrea. I'm the City Clerk from the City of Lake
19 Worth. And I have only been a clerk for a year. I'm
20 working on my CMC. These ladies will be there when I
21 get mine.

22 MS. WALTON: Good afternoon. Virginia
23 Walton. I am the Town Clerk for the Town of
24 Loxahatchee Groves, and I am an MMC, Master Municipal
25 Clerk, 20 years.

1 COMMISSIONER RICHARDS: All right. Good.

2 MS. BUFF: Well, I've been a City Clerk for
3 22, 23 years. Looking forward to retiring.

4 You have an absolutely wonderful individual
5 here. Not only is she stunningly beautiful -- I've
6 always said that to her. She should have been a model,
7 in my opinion. She has a wonderful smile, a wonderful
8 heart and she is dedicated to her job.

9 Venice is now joining a very elite group of
10 individuals. We are 500 plus membership. I think --
11 is it membership? Okay, and there's probably 200,
12 approximately 200 that have earned their CMC, and less
13 with their MMC. My figures might be off just a tad.
14 But we appreciate your support that you have given her
15 to continue her education and to achieve this
16 designation. It's very, very, very important.

17 The training that's received at the Florida
18 Association of City Clerks' conferences and academies
19 is vital to her doing a good job. Laws change, and if
20 we don't stay on top of them, she will fail you. So
21 please continue to support her as she pursues her
22 Master Municipal Clerk designation.

23 Venice, I am so proud of you, Honey. Venice
24 P. Howard, MMC. I'm so proud of you.

25 CHAIR ENRIGHT: Will you get that picture?

1 MS. BUFF: Would you like to say something?

2 COMMISSIONER CIKLIN: Just get the clerks.

3 Get a picture of the clerks.

4 CHAIR ENRIGHT: Right, that's what I'm
5 telling her.

6 MS. HOWARD: I'm honored to be a member of
7 the Florida Association of City Clerks, and I'm proud
8 to be a member of Palm Beach County Municipal Clerks
9 Association. These wonderful ladies are amazing. They
10 have helped me tremendously through my journey as a
11 clerk. Hazeline Carson is my former clerk, and she's
12 taught me so much.

13 Thank you, Hazel.

14 I'm honored to receive the certification and
15 thank all of you guys. You came out in numbers, and I
16 really appreciate you coming to support me. Love you
17 guys.

18 CHAIR ENRIGHT: Before you leave, could you
19 get a picture of all of them together?

20 COMMISSIONER RICHARDS: Hazel. Hazel and I
21 worked together 20 something years ago in West Palm
22 Beach. Hazel, you had better not -- first of all, glad
23 to see you. Love you. You better not try to take this
24 lady from us. And you ladies who are retiring, don't
25 think about it, because we appreciate all that Venice

1 does for us.

2 CHAIR ENRIGHT: You all together, all the
3 clerk folks together. Tighten it up.

4 COMMISSIONER RICHARDS: So hands off.

5 CHAIR ENRIGHT: Tighten it up so you can get
6 a nice picture.

7 (Discussion held off the record.)

8 COMMISSIONER RICHARDS: Good to see you,
9 Hazel.

10 CHAIR ENRIGHT: Don't worry about it, because
11 her MMC, sure, we always try to train and educate our
12 staff, and we do a good job at that. And we even, we
13 pay for their education in all the training programs.

14 MS. BUFF: Praise the Lord. Thank you.

15 CHAIR ENRIGHT: The Port has really been good
16 to that -- you know, good with that with all our
17 employees, so --

18 MS. BUFF: Aren't you happy the bill didn't
19 pass about the elections and the travel?

20 COMMISSIONER WALDRON: Yes.

21 COMMISSIONER CIKLIN: Exactly.

22 CHAIR ENRIGHT: Thank you.

23 And I just want to commend Ms. Howard. She
24 hopped into the job, and she's been running ever since
25 then, and she's been doing an outstanding job. And all

1 the Commissioners up here, I know they feel the same
2 way. And thank you very much for all you've done.

3 Yes.

4 VICE CHAIR McARTHUR: And Ms. Howard, I'd
5 just like to say, you know, from my years at the Port
6 before becoming a Commissioner, what you've done in
7 such a short time borders on miraculous, and I just
8 want to thank you. And I don't think there's an honor
9 that they have that would recognize you for what you've
10 already accomplished at the Port. Thank you.

11 EXECUTIVE DIRECTOR ALMIRA: Dittos.

12 COMMISSIONER RICHARDS: I agree fully. I'm
13 actually astonished at how much work you do and how
14 successful you are. I actually told Manny, I said:
15 Wow, nonstop energy, and you know, great efficiency
16 with your time. So thank you for your efforts.

17 MS. HOWARD: Thank you.

18 COMMISSIONER CIKLIN: And the last thing is
19 as long as you don't start your modeling career that
20 would interfere with your work here -- just teasing.
21 You do a great job, and like I say, I'm just so pleased
22 that you got this, and just keep on going. Whatever
23 you need --

24 COMMISSIONER RICHARDS: But stay here.

25 MS. HOWARD: Thank you.

1 COMMISSIONER CIKLIN: Exactly. Right.

2 MS. HOWARD: Thank you so much.

3 CHAIR ENRIGHT: Thank you. Let's continue
4 with H.2.

5 MR. SOLER: Yes. We're moving on to item
6 H.2, which is consideration of approval of work order
7 for continuing engineering services through bidding
8 administration for CH2M Hill.

9 As I mentioned in my engineering report,
10 currently the MOB project is designing and contract
11 documents are nearing the completion stage. Permits
12 already in process with the public agencies and also
13 coordination with tenants like Tropical, which is the
14 one that is going to be affected by this construction.
15 So Port staff is actually requesting for --

16 COMMISSIONER RICHARDS: Move approval.

17 COMMISSIONER CIKLIN: Second.

18 COMMISSIONER WALDRON: Second.

19 CHAIR ENRIGHT: All in favor, please say aye.
20 (A chorus of ayes.)

21 CHAIR ENRIGHT: Motion carries.

22 MR. SOLER: Thank you.

23 CHAIR ENRIGHT: Five/zero. H.3.

24 EXECUTIVE DIRECTOR ALMIRA: Commissioners,
25 H.3, the CCNA engineering agreement. Back in January

1 the Board had instructed me to, once the engineering
2 firms had been selected, for me to continue and do the
3 negotiations. I'm happy to say that we did exactly
4 that; we accomplished it.

5 Each engineering company has proposed the
6 same amount of cost. There is no difference, so
7 therefore, no one will have a leg up on the other.

8 What you have in front of you are three
9 contracts, one -- two from E. C. Fennel, and the other
10 one is Kimley-Horn. If you recall, the two from
11 E. C. Fennel, they are study activity under 200,000 and
12 project not to exceed \$2 million. Both of those are
13 E. C. Fennel. And the last one is work of a specified
14 nature, and that's with Kimley-Horn. Again, those
15 contracts are in your books, and they have been signed
16 by the firm. All me need now is to have a discussion
17 and hope that we can go ahead and approve from our end.

18 CHAIR ENRIGHT: Commissioners, any questions?
19 Discussion? Commissioner Ciklin.

20 COMMISSIONER CIKLIN: Yes. Manny, can you
21 just explain, now that we've got, I guess, three firms
22 that can do engineering work at the Port, plus our
23 existing, so now there's four firms, and if we have
24 projects coming up, then basically one of those four
25 firms will do it? Is that how it's set up now?

1 EXECUTIVE DIRECTOR ALMIRA: Well, no. Let's
2 tackle the first one, which is the easiest one.
3 According to State statute, anything over \$2 million,
4 the Board has to go out with an RFP.

5 Then let's go back to the studies. We have
6 an existing contract with CH2M Hill that was signed, I
7 believe in 2008, but I am not 100 percent certain. The
8 whole point is that with CH2M Hill, we have a contract
9 for studies up to \$50,000. Studies. E. C. Fennel also
10 qualifies for that category. The difference is that
11 E. C. Fennel also has the contract now for studies
12 between 50 -- from zero all the way up to \$200,000.
13 That's studies.

14 Then the unspecified projects, once again,
15 now -- and you're correct in saying that we now have
16 basically three. Projects under \$1 million, E. C.
17 Fennel qualifies, CH2M Hill also qualifies. Projects
18 of 1 million to 2 million, then E. C. Fennel is the
19 engineering firm that qualifies for those.

20 Then we get into the projects of a specified
21 nature for under \$2 million. Again we're repeating:
22 Anything above \$2 million, we have to go out. Under
23 this scenario, the projects of a specified nature for
24 RFQ under \$2 million, we have E. C. Fennel, we also
25 have CH2M Hill.

1 Projects specified on the 2017 RFQ, which is
2 what we just agreed to back in January, E. C. Fennel.
3 Also, on the projects specified on both RFQs, then
4 E. C. Fennel, as well as CH2M Hill qualified. By the
5 way, we also have Kimley-Horn. Sorry about that. The
6 project specified for 2017 RFQ is Kimley-Horn.

7 Essentially, Commissioners, and I would like
8 our attorney to also chime in on this, if we have a
9 project, no engineering firm is excluded or
10 automatically getting that particular project. It is
11 up to the five of you. You will select which firm you
12 feel can do the job. Obviously, you will be turning to
13 staff, and then we will make our recommendations. But
14 the voting would be up to the five of you.

15 Mr. Picken, anything you might want to add?

16 MR. PICKEN: No, that would be correct. Or
17 the Board could decide to go out for engineers for that
18 particular job.

19 EXECUTIVE DIRECTOR ALMIRA: We have Joe
20 Bagadonas Engineering, and that's the one that you have
21 selected --

22 COMMISSIONER RICHARDS: Where are they from?

23 EXECUTIVE DIRECTOR ALMIRA: Havana. If you
24 select them, they would qualify. But for now, we're
25 proud to say that E. C. Fennel, CH2M Hill and

1 Kimley-Horn are our engineering companies that we have
2 in our roster.

3 COMMISSIONER CIKLIN: Okay.

4 CHAIR ENRIGHT: Commissioner Richards.

5 COMMISSIONER RICHARDS: Thank you. And I
6 appreciate the efforts of staff and our attorney to
7 make sure that it's clear that although Kimley-Horn may
8 have listed certain projects, there's no assumption
9 that they have a leg up. That's very important.

10 Any idea, Mr. Almira, how the various
11 engineering firms would best stay informed or up to
12 date as to those projects that are coming up?
13 Obviously, they can attend the meetings, but anything
14 else --

15 EXECUTIVE DIRECTOR ALMIRA: Well, we hope --

16 COMMISSIONER RICHARDS: -- come to mind?

17 EXECUTIVE DIRECTOR ALMIRA: Yes, we hope it's
18 more than that. It is not uncommon for us to work
19 one-on-one with each engineering firm up to now.

20 COMMISSIONER RICHARDS: Okay.

21 EXECUTIVE DIRECTOR ALMIRA: And that also
22 includes, by the way, Kimley-Horn.

23 We also would like to extend an invitation to
24 E. C. Fennel to send -- and they're not shy, they're
25 good guys -- to extend an invitation to come by and

1 keep us -- and for us to keep them abreast as to what
2 is going on. I know that Mr. Fennel was somewhat
3 concerned about that, and in fact, he was asking what's
4 coming down the pike, and that is, what is our next
5 projects. I briefly gave him a couple of things. But
6 it is my intention to sit down with him, go over our
7 Master Plan and get them up to speed, if I can say
8 that, so that everybody is on equal footing.

9 COMMISSIONER RICHARDS: Great job; great job.

10 EXECUTIVE DIRECTOR ALMIRA: Now, there is
11 some suggested language I'm not sure if you would like
12 to address. I had provided copies.

13 COMMISSIONER RICHARDS: May I?

14 CHAIR ENRIGHT: Yes.

15 EXECUTIVE DIRECTOR ALMIRA: If you like.

16 COMMISSIONER RICHARDS: Well, once again, for
17 clarity, to make sure everyone, especially us, are
18 aware that none of those firms have a leg up, on the
19 E. C. Fennel contract the wording that our counsel has
20 prepared for our consideration: For purposes of
21 clarity, engineering work under this contract can
22 include all engineering at the Port of Palm Beach
23 District, including, without limitation, work listed
24 under the District's CCNA continuing contracts for work
25 of a specified nature.

1 And then on the Kimley-Horn contract: For
2 purposes of clarity, firm -- that's Kimley-Horn -- is
3 not guaranteed any of the work specified under this
4 contract.

5 Once again, just to make it clear that
6 everyone that has been approved is on a level playing
7 field.

8 EXECUTIVE DIRECTOR ALMIRA: Is in our roster.

9 COMMISSIONER RICHARDS: Correct. Thank you
10 very much for that.

11 EXECUTIVE DIRECTOR ALMIRA: Now, if the Board
12 would like to adopt that language, then we have to go
13 back and modify the --

14 MR. PICKEN: I'm sorry. I've modified the
15 contract. The language has not changed the legal
16 import of it at all, but I think it satisfies some
17 concerns as to whether work was being specifically
18 awarded by virtue of signing the contracts and that
19 E. C. Fennel would be eligible for work, even though it
20 was set forth under the Kimley-Horn --

21 COMMISSIONER RICHARDS: Kimley-Horn.

22 MR. PICKEN: -- work of a specified nature
23 continuing contract. So the language that Commissioner
24 Richards just read I have included in these drafts, so
25 we should not need to go back. If you can approve

1 these, then we can just give them to the engineering
2 firms and ask them to sign them.

3 CHAIR ENRIGHT: I would like to have a
4 motion. Yes, excuse me. Question?

5 VICE CHAIR McARTHUR: Just Mr. Picken, I just
6 have a question. Isn't it accurate that none of the
7 companies are guaranteed any work under any of the
8 things? Should we not put that language in all three
9 contracts?

10 MR. PICKEN: Well, we don't -- actually, what
11 it says is that the contracts do say that; they say
12 that they're nonexclusive. And let me --

13 COMMISSIONER RICHARDS: As he looks, it
14 speaks to requiring a work order and approval from us.
15 It's in all the contracts.

16 MR. PICKEN: It says this is a -- all of the
17 contracts, as they originally went out without this
18 additional language, said: This is a nonexclusive
19 agreement for both parties as to the services and
20 otherwise. Client reserves the right to go through the
21 CCNA process, if required, or use any existing
22 continuing contract as to all or any of the services.

23 So in discussing, for instance, with
24 Commissioner Richards, I think we both agreed that
25 legally it said what -- you know, it expressed exactly

1 what you're saying, Commissioner McArthur. But what
2 was stated was that the engineering firms themselves
3 might not have understood the import of the language,
4 and that maybe using a little laymen language would be
5 helpful. So that's the two additions that were read
6 are, I would say, a laymen's language for the preceding
7 sentence that I just read to you.

8 VICE CHAIR McARTHUR: Thank you.

9 MR. PICKEN: Okay.

10 CHAIR ENRIGHT: So --

11 COMMISSIONER RICHARDS: Move approval.

12 CHAIR ENRIGHT: So they will sign both
13 contracts today. You will present them to both
14 Kimley-Horn and E. C. Fennell?

15 COMMISSIONER RICHARDS: If they approve them.

16 MR. PICKEN: Yes, if they approve those
17 language changes, and I --

18 CHAIR ENRIGHT: Okay, I don't see a reason
19 why. Okay, thank you. I need to have a motion.

20 COMMISSIONER WALDRON: Did somebody make a
21 motion?

22 CHAIR ENRIGHT: He made a motion.

23 COMMISSIONER WALDRON: Yes, I'm seconding it.

24 CHAIR ENRIGHT: All in favor of the motion,
25 please say aye.

1 (A chorus of ayes.)

2 CHAIR ENRIGHT: The motion carries,
3 five/zero.

4 Let's go further. H.4. We can just easy do
5 that.

6 COMMISSIONER WALDRON: Can I just make a
7 motion?

8 CHAIR ENRIGHT: Motion for H.4?

9 COMMISSIONER WALDRON: I'll make a motion to
10 approve.

11 COMMISSIONER RICHARDS: Second.

12 CHAIR ENRIGHT: Motion has been carried --
13 properly stated and seconded. All in favor --

14 COMMISSIONER CIKLIN: I have discussion.

15 CHAIR ENRIGHT: Discussion, please.

16 COMMISSIONER CIKLIN: I just want to -- this
17 is a pretty big deal, so instead of just kind of
18 ramming it through, I'm just wondering, basically all
19 we're doing now is going out to try to see how many
20 people are going to do the -- to bid on the demolition?
21 Is that what we're approving?

22 COMMISSIONER WALDRON: We're just approving
23 the bid.

24 MR. SOLER: No, we actually -- we're opening
25 up for bids, and once the process is completed, we get

1 the lowest bidder, the responsive contractor, we
2 have -- we can actually award the contract.

3 COMMISSIONER CIKLIN: Well, I understand
4 that. I think before I had talked and I thought that
5 there was a problem actually getting bidders for this
6 type of work. Have you run into that at all? I think
7 I spoke to Ken, or who? But you don't think there'll
8 be any problem?

9 MR. SOLER: No, no.

10 COMMISSIONER CIKLIN: There's plenty of
11 people around that do this now?

12 MR. SOLER: We think, yes.

13 COMMISSIONER CIKLIN: Okay.

14 MR. ZIELINSKI: It's a large project.

15 COMMISSIONER CIKLIN: Good. Okay, good.

16 That's all I want to know.

17 CHAIR ENRIGHT: All in favor, please say aye.

18 (A chorus of ayes.)

19 CHAIR ENRIGHT: Motion carries, five/zero.

20 Thank you.

21 H.5. No, we did H.4. H.5, we need to -- we
22 added H.5, which is the Berth 17, and I just need to
23 have a motion, sir.

24 EXECUTIVE DIRECTOR ALMIRA: Yes. You just
25 want a motion, or you want me to say something?

1 CHAIR ENRIGHT: I feel that we've already
2 hashed it out before.

3 EXECUTIVE DIRECTOR ALMIRA: And that is
4 correct.

5 CHAIR ENRIGHT: So all we need to do is have
6 a motion to approve.

7 COMMISSIONER CIKLIN: Well, somebody's got to
8 read the motion.

9 CHAIR ENRIGHT: Will you give an overview,
10 Mr. Picken? Just give a brief overview for us.

11 MR. PICKEN: Yes. We have an item before you
12 relating to Berth 17 and a change order, and I would
13 like to read what I requested.

14 Requesting that you approve the Executive
15 Director to negotiate a change for the LMH contract for
16 Berth 17 -- I'm sorry -- a change order for the LMH
17 contract for Berth 17 with respect to the third dolphin
18 pile in such amount and upon such terms and conditions
19 as the Executive Director determines to be appropriate,
20 including, without limitation, provisions regarding
21 releases under the contract.

22 COMMISSIONER RICHARDS: I make that notion.

23 VICE CHAIR McARTHUR: Second.

24 COMMISSIONER WALDRON: Second.

25 CHAIR ENRIGHT: Properly moved and seconded

1 by Commissioner --

2 COMMISSIONER RICHARDS: McArthur.

3 CHAIR ENRIGHT: -- McArthur. Discussion?

4 All in favor, please say aye.

5 (A chorus of ayes.)

6 CHAIR ENRIGHT: Motion carries, five/zero.

7 Next, new business, I.1.

8 COMMISSIONER CIKLIN: Our model.

9 EXECUTIVE DIRECTOR ALMIRA: Our model.

10 COMMISSIONER CIKLIN: Our model clerk.

11 CHAIR ENRIGHT: Really, you've got to stop
12 this. This is not appropriate language at this time,
13 not in this climate, no, sir.

14 Go on. Thank you, Madam.

15 MS. HOWARD: What is before you is a request
16 to acquire an agenda management system and services
17 from SHI International for Granicus annual licensing,
18 maintenance and support.

19 Currently the agenda creation is a manual
20 process, and it's built in two systems, Diligent
21 Boardbooks and in CivicPlus. These processes require
22 agenda items to be drafted, collected and approved, all
23 from various departments. We have to scan them or .pdf
24 them and upload them so that they're viewable to the
25 public and by the Board.

1 So it may sound simple, but there's a lot
2 that happens behind the scenes, and the agenda creation
3 is a tedious process before it's created and published.
4 The agenda -- it leaves room for error, because we're
5 building it in two different systems. Anything that we
6 have to change in CivicPlus, we have to change in
7 Diligent as well. Lastly, the current way of building
8 the agenda results in poor access to information.

9 So the Granicus Agenda Management System will
10 allow staff to easily build the system in one process,
11 one agenda instead of both. We'll be able to manage
12 the agenda process from start through finish through
13 Granicus. It will eliminate manual workflows, while
14 automating the process.

15 We'll be able to have an electronic sign-in
16 for the agenda items. It allows for an electronic
17 approval process, and it allows for tracking the agenda
18 items and can provide historic reports. So if we have
19 multiple items, say, for instance, you're trying to
20 find out how many times the CCNA has been brought
21 before the Board, we'll be able to run an historic
22 report and we'll be able to tell how many times it's
23 been presented and approved.

24 Also, we'll be able to organize the
25 information and store it easily so that it's easily

1 trackable and retrievable. Not only will acquiring the
2 software be more efficient, it's also a cost savings,
3 because we'll be able to save approximately \$6,000 per
4 year.

5 VICE CHAIR McARTHUR: Madam Chair, so moved.

6 COMMISSIONER CIKLIN: Second.

7 CHAIR ENRIGHT: Discussion? All in favor,
8 please say aye.

9 (A chorus of ayes.)

10 CHAIR ENRIGHT: Motion carries, five/zero.

11 Thank you very much.

12 MS. HOWARD: Thank you.

13 CHAIR ENRIGHT: I.2, purchasing policy
14 changes.

15 MR. ZIELINSKI: Good afternoon. Paul
16 Zielinski, Deputy Director.

17 In October 2016 the Board of Commissioners of
18 the Port of Palm Beach approved the attached Purchasing
19 Policies and Procedures Manual. Staff, working with
20 the Port attorney, continually monitors to assure that
21 the manual meets existing and new Florida statutes, as
22 well as to modify and enhance the document to reflect
23 best practices.

24 Port staff is requesting the Board consider
25 three changes to the purchasing manual. Number one

1 would be to modify the bidding process, as permitted
2 under the current statutes, to exempt bidders from
3 public disclosure until such time as the agency, the
4 Port, provides notice of an intended decision, which
5 would normally be the seven days before your meeting,
6 or until 30 days after opening bids, whichever is
7 shorter.

8 What this does is it keeps the bids private
9 in case the situation comes up where they're all
10 rejected. The information isn't out there to produce
11 what is probably called a stalking horse. So Palm
12 Beach County follows this procedure. I'm asking you to
13 adopt it.

14 The second change has to do with sole source.
15 In the past we've come to you stating this is a sole
16 source and you've approved it. We'd like to enhance
17 that process by advertising for seven days just to
18 ensure that nobody comes forth and says I too can
19 provide that.

20 And the last one is to establish in the
21 purchasing procedure a cone of silence. And from the
22 time bids are received until such time as the Board
23 makes a determination of how to proceed, this would
24 prevent any bidder from oral or written communication
25 with any District Commissioner or Port staff regarding

1 that matter until such time as the bids, the proposals
2 for bids or qualifications are resolved. If they have
3 a question on the proposals, they are to present it to
4 staff in writing, respond to it, and we reply to all
5 bidders.

6 COMMISSIONER RICHARDS: I'll move approval.

7 COMMISSIONER WALDRON: Second.

8 COMMISSIONER RICHARDS: I have a question.

9 CHAIR ENRIGHT: Go on.

10 COMMISSIONER RICHARDS: Do you have a
11 question?

12 CHAIR ENRIGHT: Do you have a question? I
13 do.

14 COMMISSIONER WALDRON: No. I said second.

15 COMMISSIONER RICHARDS: So I'm in favor of
16 all three, but let me ask you: Has there been an
17 issue -- number three, has there been an issue where
18 Commissioners have been approached and there's been any
19 confusion or adverse implications from --

20 MR. ZIELINSKI: This is preemptive, that's
21 all. I know of no situation. But basically, if
22 someone were to call you, you would be in a position to
23 say that I'd be in violation of policy to discuss it,
24 an easier way to avoid the conversation.

25 COMMISSIONER RICHARDS: And I'm okay, Paul,

1 because I understand that.

2 CHAIR ENRIGHT: I have another question along
3 that line. Are we violating the Sunshine Law, because
4 suppose the Palm Beach Post comes and calls Mr. Almira,
5 says: Hey, I want to know something. What were the
6 bids? I mean we're an open agency and business. Are
7 we violating the law?

8 MR. PICKEN: It's the --

9 CHAIR ENRIGHT: So we can -- where are we
10 there?

11 MR. PICKEN: The limitation is for oral or
12 written communications from the bidder.

13 MR. ZIELINSKI: Commissioner, are you talking
14 about not announcing the bids when they're opened?

15 MR. PICKEN: Oh, I'm sorry. I thought you
16 were talking about the cone of silence, Commissioner.
17 I apologize.

18 CHAIR ENRIGHT: No, not the cone. I mean the
19 third one.

20 COMMISSIONER RICHARDS: Number one?

21 CHAIR ENRIGHT: No, number three.

22 MR. ZIELINSKI: Number one.

23 COMMISSIONER RICHARDS: It's the cone of
24 silence.

25 CHAIR ENRIGHT: Right.

1 MR. PICKEN: Cone of silence.

2 CHAIR ENRIGHT: Right.

3 MR. PICKEN: It's only -- it's not a
4 limitation on a third party contacting you. It's a
5 limitation on the bidder themselves contacting a
6 Commissioner.

7 COMMISSIONER RICHARDS: You're okay there.

8 CHAIR ENRIGHT: Okay. So as far as Sunshine
9 Law --

10 MR. ZIELINSKI: That would be fine.

11 CHAIR ENRIGHT: -- if someone wants to know,
12 the Port of Palm Beach can provide them with the
13 information or they cannot?

14 MR. PICKEN: Well, the Port has a process for
15 providing bidders --

16 CHAIR ENRIGHT: Right.

17 MR. PICKEN: -- with information. And the
18 bidder sends a written inquiry, and the Port responds
19 in writing and puts it up on the Port website so that
20 the bidder can -- so that all bidders can see what the
21 response is.

22 MR. ZIELINSKI: It's normally a clarification
23 or a refinement, and it goes out on the website so that
24 every bidder has the same position.

25 CHAIR ENRIGHT: Okay, just wanted to make

1 sure we were within the law. Okay.

2 EXECUTIVE DIRECTOR ALMIRA: And we are.

3 CHAIR ENRIGHT: Any other questions? All in
4 favor?

5 (A chorus of ayes.)

6 MR. ZIELINSKI: Thank you.

7 CHAIR ENRIGHT: Five/zero.

8 Let's go forward. We are on I.3.

9 MS. KACZWARA: Jarra Kaczwarra, Senior
10 Director, Business Development and Communications.

11 Item I.3 is approval of the 2018 amended and
12 restated lease for Tropical Shipping for the MOC. As
13 you all know, Tropical Shipping is currently taking
14 space under lease on the second and fourth floor.
15 There was space recently built out on the fourth floor.
16 Part of that is Security. It also houses Planning and
17 IT. The other portion was supposed to also house
18 Tropical Shipping.

19 Tropical Shipping's intent initially into
20 this building was to try to have all of their staff on
21 one floor. That was not possible because CBP was going
22 to consolidate their offices on the third and fourth
23 floor on the fifth floor. Since then, they have not
24 received approval, final approval from GSA to do so.
25 So that allowed Tropical the ability to consolidate

1 their offices in this building on the fifth floor.

2 They would like to do so effective April 1st.

3 If you had a chance to look at the cover
4 sheet, there have been a few changes from when the
5 cover sheet was issued. I'll go over the items and
6 which ones have changed.

7 The space is 9,448 square feet. The annual
8 rent will be \$19.50 a square foot. That's \$184,000,
9 184,236 square -- \$184,236 annually. The initial term
10 is five years. There was a five year option for them
11 to renew. They have now asked for two two-year renewal
12 options, and we have granted that.

13 We have also offered one month equivalent
14 rent for a rent credit for them to use their contractor
15 to paint the floor versus us having to use our
16 maintenance crew to do that or to hire someone to do
17 that. They have someone coming in to do some tenant
18 improvements on the floor, and they were able to do
19 that for us. And us giving them a rent credit actually
20 turned out well for us. We will have the
21 carpets professionally cleaned, and they've agreed to
22 keep the carpet that's on the space.

23 VICE CHAIR McARTHUR: Madam Chair.

24 COMMISSIONER RICHARDS: Sorry.

25 VICE CHAIR McARTHUR: No.

1 CHAIR ENRIGHT: Discussion.

2 VICE CHAIR McARTHUR: No. Move approval.

3 COMMISSIONER RICHARDS: Second.

4 CHAIR ENRIGHT: Discussion? All in favor?
5 (A chorus of ayes.)

6 CHAIR ENRIGHT: Carries, five/zero. Thank
7 you.

8 MS. KACZWARA: Thank you.

9 Item I.4 is a temporary site license with
10 Cingular Wireless. This is for the C-O-W, or COW,
11 which is the Cell on Wheels site. It is a 30 by 30, or
12 900 foot area. The cover sheet indicated approximately
13 325 feet. We just today learned it will be a 900
14 square foot area. If you look at the diagram, the area
15 is directly across from the liquid asphalt tank.

16 Currently we've also negotiated a fee, a flat
17 fee of \$9,450 for a period from April 1st, 2018 to
18 November 30th, 2018. They have the ability to extend
19 after that in the event Vertex has not had the ability
20 to construct the cell tower. The fee for that is
21 equivalent at \$1,350 per month.

22 The rooftop on the MOB will be decommissioned
23 prior to May, so there may be a period where both are
24 running simultaneously.

25 COMMISSIONER RICHARDS: Move approval.

1 COMMISSIONER WALDRON: Second.

2 VICE CHAIR McARTHUR: One question.

3 CHAIR ENRIGHT: Discussion?

4 VICE CHAIR McARTHUR: Just one question. And
5 while you had mentioned earlier that we were trying to
6 get the permit, I thought Vertex had told us they
7 didn't need a permit from the City to do this. Has
8 that changed or --

9 EXECUTIVE DIRECTOR ALMIRA: Well, no, no, no,
10 no. It stays the same way. They submitted a land
11 use -- I believe it was a land use permit. And there's
12 a State statute that after X amount of days or months,
13 if the City, in this case, has not responded, then they
14 can just go ahead and -- essentially, that's what they
15 have done. So now the permitting process is totally
16 different. Now they have to go to Planning and Zoning
17 for this tower. So that's where it stands at this
18 point. I know.

19 CHAIR ENRIGHT: So now after this, we would
20 then go to the City of Riviera Beach for permit?

21 EXECUTIVE DIRECTOR ALMIRA: Correct, for
22 Vertex. Not for this. This is a temporary on wheels.

23 VICE CHAIR McARTHUR: COW.

24 MS. KACZWARA: Right.

25 EXECUTIVE DIRECTOR ALMIRA: A COW.

1 MS. KACZWARA: So Vertex will be submitting
2 soon to actually construct the tower.

3 COMMISSIONER CIKLIN: I've got a question.

4 CHAIR ENRIGHT: Question.

5 COMMISSIONER CIKLIN: So this is the same
6 deal. I mean the tower and this is, I mean, is the
7 same company pretty much, because you're talking
8 Cingular Wireless.

9 MS. KACZWARA: It is. It's just a name
10 change, correct.

11 COMMISSIONER CIKLIN: Right. And the amount
12 of money that the Port's receiving is comparable?

13 MS. KACZWARA: To the rooftop, no, sir. The
14 rooftop is about 26,000 a year.

15 COMMISSIONER CIKLIN: And how much is this?

16 MS. KACZWARA: 9,400 for a period April to
17 November.

18 CHAIR ENRIGHT: Oh, wow.

19 COMMISSIONER CIKLIN: Okay. And I assume,
20 and I'm sure we have, we've made the City aware that if
21 something happens and all these people in the City of
22 Riviera Beach don't have cell service, it's not our
23 fault, because we've been trying to get this approved
24 for two years or --

25 EXECUTIVE DIRECTOR ALMIRA: Two years.

1 COMMISSIONER CIKLIN: Two years, okay.

2 Whatever.

3 CHAIR ENRIGHT: Where are we now with that
4 with the City of Riviera Beach? We've contacted them?
5 Is that the --

6 EXECUTIVE DIRECTOR ALMIRA: With which?

7 CHAIR ENRIGHT: With the City as far as the
8 permitting.

9 EXECUTIVE DIRECTOR ALMIRA: The permitting?
10 No, Vertex is going to go ahead and --

11 CHAIR ENRIGHT: They're going to go --

12 EXECUTIVE DIRECTOR ALMIRA: Exactly. Now,
13 again, based on what Mr. Gagnon has said before, the
14 elections are over, things should calm down, and this
15 is when we start our process again.

16 CHAIR ENRIGHT: And we'll talk about that,
17 and we'll have a chance to go down the list and --

18 EXECUTIVE DIRECTOR ALMIRA: Absolutely.

19 CHAIR ENRIGHT: -- try to negotiate all the
20 items that are little -- with permitting and whatever
21 we need to do to resolve things there.

22 EXECUTIVE DIRECTOR ALMIRA: Correct.

23 CHAIR ENRIGHT: Okay, that's it. Do we have
24 any comments from the public? I have no cards.

25 Okay, comments from the Commissioners.

1 Commissioner Ciklin?

2 COMMISSIONER CIKLIN: Nothing.

3 CHAIR ENRIGHT: Commissioner McArthur?

4 VICE CHAIR McARTHUR: Just that I was very
5 disappointed that the Inspector General was not able to
6 proceed with an offer to cover the Port. And after
7 that happened, I was pinning my hopes on an ethics
8 reform bill in the Florida Legislature, HB 7007.
9 Unfortunately, that died in a Senate committee. I hope
10 we will have opportunities in the future to pursue
11 this. I think it's very much in the best long-term
12 interest of the Port. Thank you.

13 CHAIR ENRIGHT: Commissioner Waldron.

14 COMMISSIONER WALDRON: No, I'm fine. Thank
15 you.

16 CHAIR ENRIGHT: Let me just say this. Do you
17 think we might need an executive session for next
18 meeting, sir?

19 MR. PICKEN: Yes. Gregory Picken, Gary
20 Dytrych & Ryan, Port Counsel.

21 Your attorney desires advice concerning
22 settlement negotiations and strategy regarding the
23 pending LMH litigation relative to Berth 17.

24 CHAIR ENRIGHT: Okay, so we will set a
25 meeting for 3:30 again, just in case we need to have an

1 executive session.

2 MR. PICKEN: And the persons present will be
3 the Board members, the Executive Director, myself and
4 Donald Bicknell.

5 CHAIR ENRIGHT: Any other additions?

6 I just want to comment and just congratulate
7 Ms. Howard again on your accomplishments, and we are
8 very honored and happy and proud to have you with us
9 and to serve. Thank you.

10 Our next meeting is April 19th at 3:30 p.m.

11 Meeting adjourned.

12 (Whereupon, at 5:37 p.m., the proceedings
13 were concluded.)

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